

3727

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/937,475	
	Filing Date	11/15/2001	
	First Named Inventor	W. Camps	
	Group Art Unit	3727	
	Examiner Name	Joseph Man Moy	
Total Number of Pages in This Submission	3	Attorney Docket Number	WSP:201 US

ENCLOSURES (check all that apply)		
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Firm or Individual name	Michael L. Dunn, Dunn & Associates
Signature	
Date	October 1, 2003

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PATENT
WSP201:US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: W. Camps

Art Unit: 3727

Confirm #9458

#10

Serial No: 09/937,475

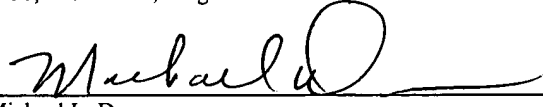
Filed: November 15, 2001

Examiner: Joseph Man Moy

For: DEVICE FOR STORING
AND TRANSPORTING
UNIT LOADS

I certify that this **REQUEST FOR RECONSIDERATION** is being
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REQUEST FOR RECONSIDERATION

Commissioner for Patents
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TECHNOLOGY CENTER R3700

Sir:

This is in reply to the Official Action of July 30, 2003 rejecting Claims 19-26, 28, and 30-38.

It is noted that the Examiner has withdrawn Claims 27 and 29 as being drawn to a non-elected species. The Examiner is reminded that these claims are to be reinstated upon allowance of a generic claim. It should be further pointed out that the election was made "with traverse", not without traverse as indicated by the Examiner in the current official action. The Applicants retain the right to petition the restriction.

Claims 19-26, 28, and 30-38 have been rejected under 35 U.S.C. 102 as being anticipated by German patent publication 195 49 166. This rejection is improper and should be withdrawn. The Examiner states that "the reference show [sic shows] all structure of the device as recited by

the claims.” This statement is incorrect since in fact the cited reference does not show or even suggest the claimed structure.

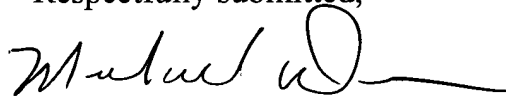
The Examiner states that “element 41 of figure 5” of the cited reference could be considered as equivalent to “the claimed attachment”. That is simply not the case. Elements 41 are not any kind of attachment at all but are rather “padding strips” to protect against sharp edged sections of objects. The confusion perhaps lies in the fact that the cited reference is in the German language; however, the Examiner may be referred to U.S. Patent 6,164,440 which is the United States counterpart for DE 195 49 166. Column 13, lines 9-35 clearly identify items 41 as padding strips not as attachment structures. Those ‘padding strips” in no way stabilize the lower ends of the hanging pockets during loading or otherwise, as required by the present claims. Further no other attachment structure, as required by the present claims, is disclosed or suggested by the cited reference that stabilizes the lower ends of the hanging pockets.

It is therefore clear that the cited reference does not disclose or suggest the presently claimed invention. It is therefore courteously requested that the rejection be withdrawn.

In view of the foregoing, it is asserted that all objections and rejections have been overcome and all claims are in condition for allowance, which action is courteously requested.

Dated: October 1, 2003

Respectfully submitted,



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